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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 UNITED STATES OF AMERICA,
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13 Plaintiff,

14 v.
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16 CHRISTOPHER CONTRERAS,
17 Defendant.
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Case No: 1:21-CR-00159 JLT-SKO

**PROTECTIVE ORDER RELATED TO
STIPULATION BETWEEN THE UNITED
STATES AND DEFENDANT REGARDING
PRODUCTION AND REVIEW OF
PROTECTED INFORMATION AND
CERTIFICATION**

Hon. STANLEY A. BOONE

20 **ORDER**

21 1. Defense counsel may permit the defendant to view unredacted documents in the presence
22 of his attorney(s), defense investigator(s), and/or support staff. The parties agree that defense counsel,
23 defense investigator(s), and support staff shall not allow the defendant to copy or record protected
24 information contained in the discovery. The parties agree that defense counsel, defense investigator(s),
25 and support staff may provide the defendant with copies of documents, if any, from which protected
26 information has first been redacted.

27 2. The discovery and information within it may be used only in connection with the
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1 litigation of this case and for no other purpose. The discovery is now and will forever remain the
2 property of the United States of America (the government). Defense counsel will return the discovery to
3 the government at the conclusion of the case.

4 3. Defense counsel will store the discovery in a secure place and will use reasonable care to
5 ensure that it is not disclosed to anyone in violation of this agreement. Defense counsel shall be
6 responsible for advising the defendant, employees, and other members of the defense team, and defense
7 witnesses of the contents of this stipulation and order.

8 4. If requested, the Fresno Homeland Security Investigations (HSI) office shall make a
9 duplicate copy of any hard drive(s) and any attendant storage media available for defense analysis. The
10 defendant shall be responsible for providing the drive(s) onto which evidence is copied.

11 5. The duplicate copy of the digital evidence shall be made available for defense counsel,
12 Patrick Aguirre, and/or any proposed defense expert, to review at the Fresno HSI Office, or other location
13 at the government's discretion, for the purpose of preparing for the defense of the above-entitled action.

14 6. If retained, the expert will be permitted to bring whatever equipment, books, or records he
15 or she believes necessary to conduct the examination;

16 7. Neither the defense expert nor defense attorney shall remove any hard drive(s) or other
17 storage media from the HSI or other law enforcement office.

18 8. With the exception of materials which would be considered child pornography under
19 federal law (including visual depictions and data capable of conversion into a visual depiction), the
20 expert may download and remove files or portions of files, provided the forensic integrity of the hard
21 drive(s) is not altered. The expert will certify in writing that s/he has not taken any material which
22 would be considered child pornography, or data capable of being converted into child pornography
23 (under federal law), and that s/he has not caused any child pornography to be sent from the HSI or other
24 law enforcement office by any means including any electronic transfer of files.

25 9. Except when a defense expert fails to provide this certification, no government agent, or
26 any person connected with the government, will examine or acquire in any fashion any of the items used
27 by the expert in order to conduct the defense analysis. Should a defense expert fail to certify that the
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1 expert has not copied or removed child pornography, or data capable of being converted into child
2 pornography, government agents may then inspect or examine the materials in order to ensure that
3 prohibited child pornography has not been removed.

4 10. When the defense indicates that it is finished with its review of the copy of the hard
5 drive(s), the drive(s) or other storage devices shall be "wiped" clean.

6 11. Any disputes regarding the above or problems implementing this order shall be brought
7 to the attention of the court through representative counsel after first consulting opposing counsel.

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9 IT IS SO ORDERED.

10 Dated: **February 15, 2023**


UNITED STATES MAGISTRATE JUDGE